

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)
Plaintiff,)
v.) 2:15-CR-326-JAD-(GWF)
JOHN-BENEDICT GALANG ALCANTARA,)
Defendant.)

PRELIMINARY ORDER OF FORFEITURE

This Court finds that defendant JOHN-BENEDICT GALANG ALCANTARA pled guilty to Count One of a One-Count Criminal Indictment charging him with Possession of Child Pornography in violation of Title 18, United States Code, Section 2252A(a)(5)(B). Criminal Indictment, ECF No. 60; Change of Plea, ECF No. __; Plea Agreement, ECF No. __.

This Court finds defendant JOHN-BENEDICT GALANG ALCANTARA agreed to the forfeiture of the property set forth in the Plea Agreement and the Forfeiture Allegations of the Criminal Indictment. Criminal Indictment, ECF No. 60; Change of Plea, ECF No. __; Plea Agreement ECF No. __.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture Allegations of the Criminal Indictment and the offense to which defendant JOHN-BENEDICT GALANG ALCANTARA pled guilty.

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1 The following assets are any visual depiction described in Title 18, United States Code,
 2 Section 2252A, or any book, magazine, periodical, film, videotape, or other matter which contains any
 3 such visual depiction, which was produced, transported, mailed, shipped or received in violation of
 4 Title 18, United States Code, Section 2252A(a)(5)(B) or any property, real or personal, used or
 5 intended to be used to commit or to promote the commission of violations of Title 18, United States
 6 Code, Section 2252A(a)(5)(B) or any property traceable to such property, and are subject to forfeiture
 7 pursuant to Title 18, United States Code, Section 2253(a)(1) and (a)(3):

- 8 1. Cyber Power Gaming PC, Serial No. 303570/C7VMG6 containing a Toshiba 2TB
 9 SATA hard drive Model No. DT01ACA200, Serial No. 13SHAVDASTZ5; and
- 10 2. HP laptop computer Model No. 15d027d S/N 5CB4041J7Y containing a 500GB
 11 SATA hard drive Model No. MQ01ABF050, Serial No. Z3UJSFQTS
 12 (all of which constitutes property).

13 This Court finds the United States of America is now entitled to, and should, reduce the
 14 aforementioned property to the possession of the United States of America.

15 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
 16 United States of America should seize the aforementioned property.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
 18 JOHN-BENEDICT GALANG ALCANTARA in the aforementioned property is forfeited and is
 19 vested in the United States of America and shall be safely held by the United States of America until
 20 further order of the Court.

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
 22 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
 23 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state the
 24 time under the applicable statute when a petition contesting the forfeiture must be filed, and state the
 25 name and contact information for the government attorney to be served with the petition, pursuant to
 26 Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or entity
2 who claims an interest in the aforementioned property must file a petition for a hearing to adjudicate
3 the validity of the petitioner's alleged interest in the property, which petition shall be signed by the
4 petitioner under penalty of perjury pursuant to Title 21, United States Code, Section 853(n)(3) and
5 Title 28, United States Code, Section 1746, and shall set forth the nature and extent of the petitioner's
6 right, title, or interest in the forfeited property and any additional facts supporting the petitioner's
7 petition and the relief sought.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed
9 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101, no later than
10 thirty (30) days after the notice is sent or, if direct notice was not sent, no later than sixty (60) days
11 after the first day of the publication on the official internet government forfeiture site,
12 www.forfeiture.gov.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
14 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
15 following address at the time of filing:

16 Daniel D. Hollingsworth
17 Assistant United States Attorney
18 Lloyd D. George United States Courthouse
333 Las Vegas Boulevard South, Suite 5000
Las Vegas, Nevada 89101.

19 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
20 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
21 following publication of notice of seizure and intent to administratively forfeit the above-described
22 property.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send copies of
2 this Order to all counsel of record.

3 DATED this 28th day of March, 2016.

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UNITED STATES DISTRICT JUDGE
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